THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition (M/S) No. 1253 of 2006.

Moti Ram S/O Late Shri Natha Ram, R/O 37, Nai Basti, Teg Bahadur Road, Dehradun, District Dehradun.

... **Petitioner.**

Vs.

1. State of Uttaranchal through Secretary, Cooperative, Civil Secretariat, Uttaranchal Dehradun.
2. Registrar, Co-operative Societies, Uttaranchal, Camp at Dehradun.

... **Respondents.**

Sri Rajendra Dobhal, learned counsel for the petitioner.
Sri R.C.Arya, Learned Standing Counsel for the respondents.

Date September 06, 2006

P.C.: Hon'ble B.S.Verma, J.

Heard learned counsel for both the parties and perused the record.

By means of this writ petition, the petitioner has sought a writ, order or direction in the nature of mandamus commanding the respondent authorities to hold the fresh election of committee of management of Dak Tar Karmchari Evam Thrift Sahkari Samiti Ltd. Dehradun. The petitioner claimed himself to be elected delegate of Dak Tar Karamchari Credit Evam Thrift Sahkari Samiti Ltd. Dehradun.

The grievance of the petitioner is that due to exclusion of area of operation of Dehradun Post and Telegraph Parimandal, Saharanpur and Muzaffar Nagar districts have gone out of the area due to creation of Uttaranchal State and the area of operation of the Society is now confined to the district of Dehradun. Under the order dated 16.2.2005 of the Sub Registrar Cooperative Societies, Uttaranchal, the

Secretary of the society concerned was directed to cancel the membership of such members of society who are out of the area of society, membership of some of the members have already been cancelled and the Coram of the society has now fallen short of requisite strength and not in conformity with the byelaws of society. The petitioner has made representation to the Registrar concerned for passing orders for conducting election of members. The representation pending before the said authority is Annexure No.8 to the writ petition.

In the course of argument, the learned counsel for the petitioner has confined his prayer that the respondent no.2 to directed to decide the representation of the petitioner within a time bound period. The prayer is innocuous.

In the facts and circumstances of the case, the respondent no.2-Registrar Co-operative Societies, Uttaranchal, is directed to decide the representation of the petitioner by a speaking order within a period of six weeks from the date of production of the certified copy of this order. All the applications are disposed of.

With the aforesaid directions, the writ petition is disposed of finally.

(B.S.Verma, J.)

RCP